

IN THE UNITED STATES DISTRICT COURT
FOR THE DISTRICT OF DELAWARE

SONY ELECTRONICS INC., SONY
COMPUTER ENTERTAINMENT AMERICA
INC., SONY PICTURES ENTERTAINMENT
INC., SONY CONNECT INC., SONY
ONLINE ENTERTAINMENT INC., SONY
CORPORATION OF AMERICA, SONY BMG
MUSIC ENTERTAINMENT INC., AND
SONY ERICSSON MOBILE
COMMUNICATIONS (USA) INC.,

Plaintiffs,

v.

ORION IP, LLC,

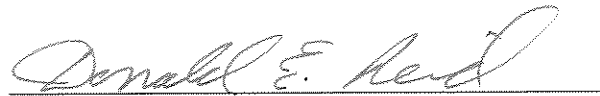
Defendant.

C.A. No. 05-255-GMS

**ORION IP, LLC'S MOTION TO DISMISS, STAY, OR TRANSFER
THIS ACTION TO THE EASTERN DISTRICT OF TEXAS**

Defendant Orion IP, LLC ("Orion") hereby moves this Court to dismiss this action or to stay it in favor of the previously filed action pending in the United States District Court for the Eastern District of Texas, styled *Orion IP, LLC v. Hitachi Koki USA, Ltd. et al.*, Civil Action No. 2:04-CV-418 (Ward). Alternatively, Orion moves to transfer this action to the Eastern District of Texas. The grounds for this motion are stated in Orion's opening brief which is being filed with this motion.

MORRIS, NICHOLS, ARSHT & TUNNELL




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June 27, 2005

CERTIFICATE OF SERVICE

I, Donald E. Reid, hereby certify that on this 27th day of June, 2005, Orion IP, LLC's Motion To Dismiss, Stay, Or Transfer This Action To The Eastern District Of Texas was served by electronic filing upon the following counsel of record:

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